; 2- 2- 4 ; 16:57 ; HAHN LOESER & PARKS-

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Ser. No. 10/072,698

Reply to Office Action of 2 December 2003

Atty Docket 117163-38

FEB 0 4 2004

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

OFFICIAL

Applicant:

Mucssig

Examiner: Mulcahy, J.M.

Scr. No.:

10/072,698

Art Group: 3739

Title:

**ENDOSCOPIC CATHETER** 

Filed:

8 February 2002

Date: 2 February 2004

August 2003

## RESPONSE AFTER FINAL REJECTION

This response is made to the Office Action mailed 2 December 2003. As it is filed within three months of the mailing date, no fee for extension is due. No fees are believed to be due for excess claims. Please charge Deposit Account 15-0450 for any fee deficiency.

As this response is faxed to the Patent Office within two months of the mailing date of the final rejection, the applicant is entitled to advisory action practice rules.

This response is made under the revisions to 37 CFR 1.121, effective from 30 July 2003.

The response has the following parts:

Amendments to the Specification - none made;

Amendments to the Claims - none made;

Amendments to the Drawings - none made; and

Remarks - beginning on page 2.

Signature

PTO/S8/21 (08-03) Approved for use through 07/31/2006. OMB 0651-0031 U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE Under the Papurwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMR control number. Application Number 10/072,698 Filing Date February 8, 2002 TRANSMITTAL First Named Inventor FORM Dirk Muessig Art Unit 3739 (to be used for all correspondence after initial filing) Examiner Name Mulcahy, J. Attorney Docket Number 117163-38 4 Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance Communication to Group Drawing(5) Fee Transmittal Form Appeal Communication to Board Licensing-related Papers of Appeals and Interferences Fee Attached Appeal Communication to Group  $\mathbf{x}$ (Appeal Notice, Brief, Reply Brief) Amendment/Reply Petition to Convert to a Proprietary Information **Provisional Application** Х After Final Power of Attorney, Revocation Status Letter Change of Correspondence Address Affidavits/declaration(s) Other Enclosure(s) (please Terminal Disclaimer Identify below): Extension of Time Request Request for Refund Express Abandonment Request RECEIVED CD, Number of CD(s) Information Disclosure Statement **CENTRAL FAX CENTER** Remarks Certified Copy of Priority Faxed to 703-872-9306 Document(s) FEB 0 4 2004 Response to Missing Parts/ RESPONSE AFTER FINAL Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Stephen L. Grant; Hahn Loeser & Parks LLP Individual name Signature 2004 Date 2 *F*(B) CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. Washington, DC 20231 on this date: Typed or printed name Stephon L. Grant

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.O.122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, prepering, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Petent and Trademark Office, U.S. Department of Converce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date

02/02/2004

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